

INTEREST IN REAL PROPERTY TO SECURE THE REPAYMENT OF A LOAN. ANY LIEN TAKEN IN VIOLATION OF THIS SUBSECTION IS VOID.

(2) THIS SUBSECTION DOES NOT APPLY TO OR AFFECT A LIEN ON AN INTEREST IN REAL PROPERTY WHICH RESULTS FROM A JUDGMENT OBTAINED BY THE LENDER BASED ON A LOAN OTHERWISE SECURED OR UNSECURED.

REVISOR'S NOTE: Subsection (a) of this section presently appears as Art. 58A, §19(a).

Subsection (b) of this section is new language derived without substantive change from Art. 58A, §20.

In subsection (a) (2), the phrase "salary, commissions or other compensation for service" is deleted as unnecessary in light of the definition of "wages" in §12-201. The purchase of wages for consideration of \$500 or less is treated as a loan under this subtitle; in this regard, see §12-203(c).

In subsection (a) (5) of this section, the more specific words "security instrument" are substituted for "security." Also, the reference to present §16(a) is deleted as unnecessary; in this regard, see revisor's note to §12-206(a) (1) and (c). Also, for purposes of clarity, the words "principal amount" are substituted for "actual amount" and the word "period" is substituted for "time."

In subsection (b) of this section, the reference to "chattels real" is deleted as unnecessary in light of the broad reference to "any interest in real property."

The only other changes are in style.

With respect to the use of the term "lender" in substitution for "licensee," see revisor's note to §12-201(b).

The General Assembly may wish to compare and, if appropriate, conform the somewhat different language of this section and its consumer loan counterpart, §12-311.

12-209. INSURANCE.

(A) LENDER MAY REQUIRE INSURANCE.